

MINUTES

MONTANA SENATE 58th LEGISLATURE - REGULAR SESSION

COMMITTEE ON HIGHWAYS AND TRANSPORTATION

Call to Order: By **CHAIRMAN EDWARD BUTCHER**, on March 13, 2003 at 3:02 P.M., in Room 405 Capitol.

ROLL CALL

Members Present:

Sen. Edward Butcher, Chairman (R)
Sen. Duane Grimes, Vice Chairman (R)
Sen. Sherm Anderson (R)
Sen. Vicki Cocchiarella (D)
Sen. Mike Cooney (D)
Sen. Aubyn Curtiss (R)
Sen. Bob DePratu (R)
Sen. Dan Harrington (D)
Sen. Sam Kitzenberg (R)
Sen. Jerry O'Neil (R)
Sen. Gerald Pease (D)
Sen. Glenn Roush (D)

Members Excused: None.

Members Absent: None.

Staff Present: Pat Murdo, Legislative Branch
Roberta Opel, Committee Secretary

Video-taped Committee: These minutes are in outline form only. They provide a list of participants and a record of official action taken by the committee. A video-taped recording of the meeting is available from the Montana Historical Society.

Committee Business Summary:

Hearing & Date Posted: HB 559, 3/13/2003, HB 711,
3/13/2003, HB 30, 3/13/2003, HB
185, 3/13/2002, HB 270, 3/13/2003
Executive Action: HB 270

HEARING ON HB 559

Opening Statement by Sponsor: REP. STEVE GALLUS, HD 5, Butte, presented HB 559 to the committee; registration decal as evidence of fee payment for vehicles and vessels

Proponents' Testimony:

3:03pm Dean Roberts, Administrator, Motor Vehicle Division

Opponents' Testimony: None

Questions from Committee Members and Responses: None

HEARING ON HB 711

Opening Statement by Sponsor: REP. STEVE GALLUS, HD, Butte, opened the hearing on HB 711; driver license expiration notification.

Proponents' Testimony: None

Opponents' Testimony: None

Questions from Committee Members and Responses:

3:07pm Begin

3:08pm End

1 min Elapsed time

Closing by Sponsor:

3:08pm SEN. GALLUS closed the hearing on HB 711.

HEARING ON HB 30

Opening Statement by Sponsor: REP. DANIEL HURWITZ, HD 40, White Sulphur Springs, opened the hearing on HB 30; regarding electronic traveler information kiosks at rest areas.
EXHIBIT(his53a01)

Proponents' Testimony:

3:10pm Rep. Dee Brown, HD 83, Flathead Valley

Opponents' Testimony: None

Questions from Committee Members and Responses:

3:11pm Begin

3:25pm End

14 min Elapsed time

Informational Witnesses and Testimony:

3:25pm John Blackner, MT. Dept. of Transportation

HEARING ON HB 185

Opening Statement by Sponsor: REP. BILL WILSON, HD 46, Great Falls, opened the hearing on HB 185; implement federal commercial and HAZMAT driver license requirements.

Proponents' Testimony:

3:30pm Brenda Nordlund, Assistant Attorney General, MT. Dept. of Justice **EXHIBIT(his53a02)** and **EXHIBIT(his53a03)**

3:39pm Spook Stang, MT. Motor Carriers Association

Opponents' Testimony: None

Questions from Committee Members and Responses:

3:41pm Begin

3:54pm Drew Livitzey, MT. Dept. of Transportation

14 min Elapsed time

Closing by Sponsor:

3:59pm **REP. WILSON** closed the hearing on HB 185.

Discussion:

4:00pm Begin

4:02pm End

2 min Elapsed time

HEARING ON HB 270

Opening Statement by Sponsor: REP. BOB BERGREN HD 90, Havre, opened the hearing on HB 270; prohibit use of flammable refrigerants. **EXHIBIT(his53a04)** and **EXHIBIT(his53a05)**

Video Shown Regarding Proper Coolants:

4:05pm Start of Video

4:07pm End of Video

Proponents' Testimony:

4:10pm David Chinadle, owner, Chinadle Cooling

EXHIBIT(his53a06) and **EXHIBIT(his53a07)** **EXHIBIT(his53a08)**

4:16pm Pat Clinch, MT. Council for Safe Firefighter's

Opponents' Testimony: None

Questions from Committee Members and Responses:

4:16pm Begin

4:25pm End

9 min Elapsed time

Closing by Sponsor:

4:26pm **SEN. BERGREN** closed the hearing on HB 270.

EXECUTIVE ACTION ON HB 270

Motion/Vote: **SEN. GLENN ROUSH** moved both HB 270 and AMENDMENT HB027003.alk **EXHIBIT(his53a09)**. Motion carried unanimously.

Motion: **SEN. ROUSH** moved HB 270 BE CONCURRED IN AS AMENDED.

Discussion: **SEN. BOB DEPRATU** proposed a conceptual amendment.

4:27pm Begin

4:34pm End

7 min Elapsed time

Substitute Motion: Motion by **SEN. JERRY O'NEIL** to insert an effective date in subsection 1 of the bill.

Substitute Motion/Vote: **SEN. O'NEIL** withdrew all previous motions and moved to insert a new subsection 2. Substitute motion failed with **SENATORS BUTCHER, ANDERSON, COCCHIARELLA, COONEY, CURTISS, DEPRATU, HARRINGTON, KITZENBERG, PEASE, ROUSH** and **GRIMES** voting no.

Discussion:

4:35pm Begin

4:46pm End

11 min Elapsed time

Motion/Vote: SEN. BOB DEPRATU moved a conceptual amendment regarding an effective date for this act. Motion **carried with SEN. O'NEIL voting no.**

Motion: SEN. GLENN ROUSH moved HB 270 AS AMENDED.

NOTE: Committee decision to hold HB 270 until an amendment is drafted.

Motion: SEN. ROUSH withdrew his previous motion.

ADJOURNMENT

Adjournment: 4:57 P.M.

SEN. EDWARD BUTCHER, Chairman

ROBERTA OPEL, Secretary

EB/RO

EXHIBIT (his53aad)